



Agenda/Regular City Council Meeting

February 12, 2008 - 6:00 P.M.

City Council Chambers

- A. Call to order - Pledge of Allegiance
- B. Roll Call - Excused Absences
- C. Minutes of the Regular City Council Meeting of January 22, 2008
- D. Claims/Vouchers: Voucher Amount \$835,377.19, Payroll Amount \$564,643.32
- E. Claims for Damages - None
- F. Small Contracts (Less than \$10,000)
 - Kelli Gamache - Planning Intern = \$300 per credit hour, maximum of 6 credit hours
- G. Information Items
 - Greater Spokane Quarterly Report
- H. Appointments - None
- I. Citizen Comments: Open to Public (two minute limit)
- J. Action Items
 - Public Hearings - None
 - Resolutions
 - 1. 08-013 - Resolution D-396 - Public Defense Grant
 - 2. 08-022 - Resolution D-401 - Set Meeting Date with Petitioner to Set Terms for Annexation (Douglass - Betz Rd)
 - 3. 08-023 - Resolution D-402 - WASPC Small Equipment Grant Acceptance
 - 4. 08-027 - Resolution D-405 - Traffic Safety Commission Sustained Enforcement Emphasis Grant
 - 5. 08-028 - Resolution D-406 - Resolution Rescinding and Awarding Bid for Substation Structural Steel
 - 6. 08-029 - Resolution D-407 - Public Defender Conflict List
 - 7. 08-030 - Resolution D-408 - Assistance to Firefighters Grant Matching Funds
 - 8. 08-031 - Resolution D-409 - Resolution Setting the Value of Cheney Fire Department Rescue 5 for Surplus and Sale
 - 9. 08-039 - Resolution D-411 - Contract for Special Counsel Services
 - Ordinances
 - 10. 08-036 - Ordinance U-34 - Wastewater Connection Charge Amendment: Ordinance U-34
 - 11. 08-033 - Ordinance U-68 - Ordinance Providing for the Creation of the Cheney

Youth Court

12. 08-024 – Ordinance U-74 – Modifying CMC Chapter 7.20 Regarding Animal Control
13. 08-037 – Ordinance U-75 – Wastewater Rate Amendment: Ordinance U-75
14. 08-034 – Ordinance U-77 – Create Emergency Operations Fund – 126
15. 08-035 – Ordinance U-78 – 2008 Budget Amendment

Other Business - None

- K. Council Reports
- L. Staff Reports
- M. Mayor’s Report
- N. Executive Session as per RCW 42.30.110 regarding matters of personnel
- O. Adjournment

**Mission Statement
City of Cheney**

The Mission of the City of Cheney is to responsibly provide its citizens desirable services while promoting and optimizing the finest quality of life.

Vision Statement

“Known for its family centered environment, dedicated to life-long learning, with widespread community involvement and devoted to sound economic development.”

“A lot of people like snow. I find it to be an unnecessary freezing of water.” Carl Reiner

08-013 – Resolution D-396 – Public Defense Grant

Resolution to accept public defense grant in the amount of \$15,000 for continued improved indigent defense services.

08-022 – Resolution D-401 – Set Meeting Date with Petitioner to Set Terms for Annexation (Douglass – Betz Rd)

The City has received a petition to initiate annexation of the 12 acre parcel located southwest of the intersection of Betz Rd. and SR 904. Under the “60% Petition Annexation Method” (RCW 35A.14.120), when the City is presented with a petition for annexation, state law requires that the City Council set a date for a meeting with the initiating parties to consider: a.) whether the City will accept, reject or modify the proposed annexation, b.) whether it will require simultaneous adoption of a zoning regulation, and c.) whether we will require assumption of our existing indebtedness.

08-023 – Resolution D-402 – WASPC Small Equipment Grant Acceptance

Each year, the Cheney Police Department applies for small equipment grants available through WASPC to help defray the costs of new radar units and portable breath testing devices. This year, the Cheney Police Department has been awarded \$1864.49 for this purpose.

08-027 – Resolution D-405 – Traffic Safety Commission Sustained Enforcement Emphasis Grant

The WSTSC is committed to providing 52 weeks of emphasis patrols at various locations around the state. Cheney Police Department’s participation in this program assists in this goal while providing the Cheney police Department with the opportunity to provide overtime funding for speed and DUI enforcement efforts.

08-028 – Resolution D-406 – Resolution Rescinding and Awarding Bid for Substation Structural Steel

Due to a bidding irregularity, the City must rescind the bid awarded at the last council meeting to Monarch Machine Co. for the substation structural steel, and award the bid to Enterprise Fabricators Co. The bid from Enterprise was inadvertently not included among the bids opened at the bid opening. When the error was discovered, their bid was opened and was determined to be the lowest responsive bid. The staff recommends that the bid to Monarch be rescinded and the bid be awarded to Enterprise Fabricators Co. in the amount of \$4,250.00 plus sales tax.

08-029 – Resolution D-407 – Public Defender Conflict List

Resolution authorizing the Mayor to appoint public defenders to City of Cheney public defender attorney list.

08-030 – Resolution D-408 – Assistance to firefighters Grant Matching Funds

The City of Cheney Fire Department was chosen as a recipient of Assistance to Firefighters Grant for communications equipment in the amount of \$73,738.00. The grant requires matching funds from the City in the amount of \$3686.00.

08-031 – Resolution D-409 – Resolution Setting the Value of Cheney Fire Department Rescue 5 for Surplus and Sale

The Fire Department is requesting approval to declare the 2001 Ford F450 Light Rescue vehicle as surplus for immediate sale, and to set the minimum value at \$40,000.00.

08-039 – Resolution D-411 – Contract for Special Counsel Services

This is a continuation of a current contract with Liesel Lehrhaupt as special counsel in the Myers Litigation case. This contract continues the hourly fee of \$200 and will expire on December 31, 2008.

08-036 – Ordinance U-34 – Wastewater Connection Charge Amendment: Ordinance U-34

The Cheney City Council has the authority under state law (RCW 35.92.025) to assess a service charge to connect to the city’s sanitary sewer system. The connection charge is intended to be proportionate to the investment made in the city’s sewer infrastructure while also including a proportionate share of the cost for future expansion of the sewer infrastructure to accommodate growth. Ordinance U-34 will amend the current connection charge and includes the original construction and the upcoming expansion of the wastewater treatment plant. This matter was reviewed by both the General Government and the Public Works and Utilities Committees.

08-033 - Ordinance U-68 - Ordinance Providing for the Creation of the Cheney Youth Court

Ordinance providing for the creation of the Cheney Youth Court as the Youth Court of Cheney pursuant to Chapter 3.72 RCW, establishing a new chapter 2.53 of the Cheney Municipal Code and providing for the effective date thereof.

08-024 - Ordinance U-74 - Modifying CMC Chapter 7.20 Regarding Animal Control, Adopting Spokane County Code 5.04

In 2004, the City of Cheney signed an MOU with Spokane County Animal Control (SCRAPS) for animal control services and adopted in the MOU, SCC 5.04. Adoption of SCC 5.04 in ordinance form, clarifies ambiguities in the manner in which animal control issues are handled.

08-037 - Ordinance U-75 - Wastewater Rate Amendment: Ordinance U-75

HDR Engineering will be presenting their findings from the wastewater cost of service analysis. The analysis was prompted by the need to assess wastewater rates in relation to the planned \$12+ million expansion of the city's wastewater treatment plant. Passage of Ordinance U-756 will result in a 3% increase in wastewater rates from all customer classifications with the exception of milk processing facilities such as Wilcox Farms. Wilcox's rate is adjusted annually pursuant to CMC 15.08.020(d). This matter was reviewed by both the General Government and the Public Works and Utilities Committees.

08-034 - Ordinance U-77 - Create Emergency Operations Fund - 126

This fund is being created to account for all emergency operations as a result of a Declaration of Emergency by the Mayor. All additional personnel and equipment needs will be charged to this fund in addition to all other emergency related expenditures. Funding of the emergency will be from County, State, and/or Federal emergency reimbursements, revenue received from emergency related fines and/or fees, and from transfers from the general fund and enterprise funds.

08-035 - Ordinance U-78 - 2008 Budget Amendment

First amendment of the 2008 budget. Amendment covers 1) Municipal Court drug testing supplies, 2) transfer to the Emergency Operations Fund (as needed up to \$50,000), 3) purchase of a new vehicle to replace Rescue #5 in the Fire Equipment Reserve Fund (not to exceed \$40,000), 4) expenditures for personnel, equipment and other emergency related expenditures, and 5) replacement of city computers in the Information Technology Fund.